

Hugh Craig Lussardi, #252961,  
*a/k/a Hugh Creighton Lussardi,*

**VS.**

Respondent.

## REPORT AND RECOMMENDATION OF MAGISTRATE JUDGE

Based on the foregoing, it appears the petitioner no longer wishes to pursue this action. Accordingly, it is recommended that this action be dismissed *with prejudice* for lack of prosecution and for failure to comply with this Court's orders, pursuant to Rule 41(b) of the Federal Rules of Civil Procedure and the factors outlined in *Chandler Leasing Corp. v. Lopez*, 669 F.2d 919, 920 (4th Cir.1982). See *Ballard v. Carlson*, 882 F.2d 93 (4th Cir.

1989).

s/Bruce H. Hendricks  
United States Magistrate Judge

September 22, 2009

Greenville, South Carolina